

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office FEB 19 1999
 Returned to applicant for correction MAR 16 1999
 Corrected application filed APR 02 1999
 Map filed APR 02 1999

The applicant GERALD SIMMONS & MARY ANN SIMMONS, hereby makes application for permission to change the Point of diversion and a Portion of the Place of Use of water heretofore appropriated under Permit 27298, Cert. 9176

1. The source of water is underground
2. The amount of water to be changed 0.0439 cfs or 16.00 AFA
3. The water to be used for irrigation and domestic
4. The water heretofore permitted for irrigation and domestic
5. The water is to be diverted at the following point SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26, T11N., R23E., M.D.M., at a point from which the SE corner Section 26 bears S 64° 01' 01" E, 1180.65 feet.
6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, T11N., R23E., M.D.M., or at a point from which the NE corner of said Section 13 bears N 27° 00' 14" E, 3907.21 feet.
7. Proposed place of use A portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 26, T11N., R23E., M.D.M.
8. Existing place of use A portion of 20.00 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13, T11N, R23E., M.D.M. (4.00 acres to be stripped).
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works well & pump
12. Estimated cost of works over \$5,000.00
13. Estimated time required to construct works 2 years
14. Estimated time required to complete the application of water to beneficial use 5 years
15. Remarks:

By Rick P. Christian, agent
 s/Rick P. Christian
 P. O. Box 528
 Yerington, Nv. 89447

Compared my/cmf hs/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 27298, Certificate 9176 is issued subject to the terms and conditions imposed in said Permit 27298, Certificate 9176 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.044 cubic feet per second, but not to exceed 16.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 7, 2002

Proof of completion of work shall be filed before:

February 7, 2002

Water must be placed to beneficial use on or before:

January 7, 2005

Proof of the application of water to beneficial use shall be filed on or before:

February 7, 2005

Map in support of proof of beneficial use shall be filed on or before:

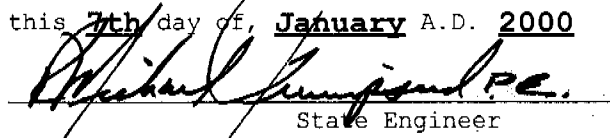
February 7, 2005

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 7th day of, January A.D. 2000


State Engineer

Completion of work filed FEB 04 2002

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____